



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/730,299	12/05/2000	Kenneth H. Falchuk	healre01.012

CONFIRMATION NO. 7848

FORMALITIES LETTER -



\*OC000000005631302\*

000025247  
GORDON E NELSON  
PATENT ATTORNEY, PC  
57 CENTRAL ST  
PO BOX 782  
ROWLEY, MA 01969

Date Mailed: 12/20/2000

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The signature of the following inventor(s) is missing from the oath or declaration:  
*Jose A. Halperin*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

07/02/2002 H00000011 00000011 501315 09730299

PART 1 - ATTORNEY/APPLICANT COPY

01 FC:205

65.00 CH



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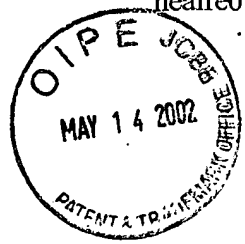
*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

0350 FILE COPY 2161

healre01.012



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

5

**Applicant:** K. Falchuk, et al. **Paper No.:**  
**Application No.:** 09/730,299 **Group Art Unit:** 2161  
**Filed:** 12/5/2000 **Examiner:** IPE Division  
**Fax:** 703-746-4060

10

**Title:** *Medical consultation management system*  
\*\*\*\*\*

15 Assistant Commissioner for Patents  
Washington, DC 20231

**Second Supplementary Response to a Notice of Missing Parts**

20 Attached to this *Second Supplementary Response* is a first *Supplementary Response* which was  
made after Applicants' attorney made a status query concerning the above patent application and  
determined that the application was still in Missing Parts even though a response to a Notice of  
Missing Parts mailed 12/20/2000 had been filed 3/27/01 and had been received in the USPTO on  
3/30/01, as evidenced by a stamped return postcard. On the occasion of the status query, Applicant's  
attorney was instructed to fax the materials sent on 3/27/01 to 703-308-7751; Applicant's attorney  
25 did so on 4/30/02. When Applicants' attorney then called again on 5/14/02, he was told that the fax  
number the materials should have been sent to was 703-406-4060. Applicant's attorney is hereby  
resending the material sent on 4/30 to 703-406-4060. Applicant's attorney respectfully requests that  
the IPE Division record that Applicant has responded to the Notice of Missing Parts mailed  
12/20/2000 and pass the application to the Examining Division.

30

Respectfully submitted,  
*Gordon E. Nelson*

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Attorney of record,  
Gordon E. Nelson  
57 Central St., P.O. Box 782  
Rowley, MA, 01969,  
Registration number 30,093  
Voice: (978) 948-7632  
Fax: (866) 723-0359  
5/14/02  
Date

40

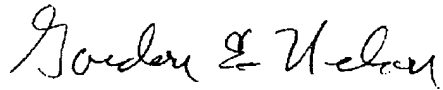
healre01.012

**Certificate of Transmission**

I hereby certify that this correspondence is being facsimile transmitted to the United States  
Patent and Trademark Office, Fax No. 703-746-4060 on 5/14/02  
(Date)

5

Gordon E. Nelson, #30,093



(Signature)

10

## PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant:** K. Falchuk, et al.  
**Application No.:** 09/730,299  
**Filed:** 12/5/2000

**Paper No.:**  
**Group Art Unit:** 2161  
**Examiner:** IPE Division  
**Fax:** 703-308-7751

**Title:** *Medical consultation management system*

\*\*\*\*\*

Assistant Commissioner for Patents  
Washington, DC 20231

### Supplementary Response to a Notice of Missing Parts

When Applicants' attorney made an inquiry as to the status of the above application on 4/30/02, he was told that it was still in Missing Parts. A telephone call to that department revealed that the application was indeed still in that department. When Applicant's attorney said that he had filed a response to the Notice of Missing Parts on 3/27/2001, he was asked to fax his copy of the papers to the OIPE. This supplementary response provides the copies of the papers.

Applicants received a Notice of Missing Parts in the above patent application mailed 12/20/2000. What was lacking in the application was a declaration signed by one of the inventors: Jose A. Halperin. On 3/27/2001, they mailed a response to the Notice of Missing Parts using the Certificate of Mailing procedure; the response included a return postcard, which Applicants received with a stamp indicating that the papers had been received by OIPE on March 30, 2001. Attached to this *Supplementary Response* are copies of the filed papers from Applicants' attorney's file; the copies include:

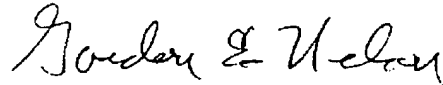
- the stamped return postcard;
- the return postcard as mailed and a copy of a check for \$260.00 to cover the \$65 surcharge and an extension fee of \$195.00;
- The Transmittal Letter for the papers, including the Certificate of Mailing dated 3/27/2001;
- The Fee Transmittal, with an authorization to charge additional fees to Applicants' attorney's deposit account;
- A petition for a 2-month extension of time;
- Three pages of declaration executed by the inventors, Kenneth H. Falchuk and Jose A. Halperin.

What is not clear from Applicants' attorney's file is whether a copy of the "Notice to File Missing Parts" was filed with the above papers; Applicants' attorney is now sending a copy to aid the OIPE in

matching the papers that were filed on 3/27/2001 with the application. The copy follows the copies of the papers that clearly were filed 3/27/2001.

5

Respectfully submitted,



10

Attorney of record,  
Gordon E. Nelson  
57 Central St., P.O. Box 782  
Rowley, MA, 01969,  
Registration number 30,093  
Voice: (978) 948-7632  
Fax: (866) 723-0359

15

4/30/02

Date

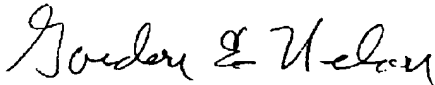
20

**Certificate of Transmission**

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 703-308-7751 on 4/30/02

(Date)

25 Gordon E. Nelson, #30,093



(Signature)



To the Assistant Commissioner of Patents:

Dear Sir: Please stamp and return this postcard with the date of receipt of the following papers in the new US patent application 09/730299, Falchuk, et al., *A medical consultation management system*, filed 12/5/2000; docket no: heale01.012

- Transmittal letter
- Fee Transmittal & check for \$260.00
- Petition for extension of time
- Response to Notice of Missing Parts
- return postcard



To the Assistant Commissioner of Patents:

Dear Sir: Please stamp and return this postcard with the date of receipt of the following papers in the new US patent application 09/730299, Falchuk, et al., *A medical consultation management system*, filed 12/5/2000; docket no: healre01.012

- Transmittal letter
- Fee Transmittal & check for \$260.00
- Petition for extension of time
- Response to Notice of Missing Parts
- return postcard



still in  
Nada  
703-308-1202  
For 703-308-7731

09/730299

GORDON E. NELSON, Patent Attorney 57 CENTRAL ST., P.O. BOX 782 ROWLEY, MA 01969		3-27 2001		1475
PAY TO THE ORDER OF United States Patent Office		\$ 260.00		
Two hundred sixty and 00/100		DOLLARS		
IPSWICH SAVINGS BANK IPSWICH, MASSACHUSETTS 01938				
FOR DATE 01.01.02				
1475 88188695 5 1475				



Please type a plus sign (+) inside this box → ☐

PTO/SB/21 (08-00)  
Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/730299
Filing Date	12/05/2000
First Named Inventor	Falchuk
Group Art Unit	2,161
Examiner Name	
Attorney Docket Number	healre01.012

Total Number of Pages in This Submission 6

## ENCLOSURES (check all that apply)

- ☒ Fee Transmittal Form
- ☒ Fee Attached
- ☐ Amendment / Reply
- ☐ After Final
- ☐ Affidavits/declaration(s)
- ☒ Extension of Time Request
- ☐ Express Abandonment Request
- ☐ Information Disclosure Statement
- ☐ Certified Copy of Priority Document(s)
- ☒ Response to Missing Parts/  
Incomplete Application
- ☐ Response to Missing Parts  
under 37 CFR 1.52 or 1.53

- ☐ Assignment Papers  
(for an Application)
- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
- ☐ Petition to Convert to a  
Provisional Application
- ☐ Power of Attorney, Revocation  
Change of Correspondence  
Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) \_\_\_\_\_

- ☐ After Allowance Communication  
to Group
- ☐ Appeal Communication to Board  
of Appeals and Interferences
- ☐ Appeal Communication to Group  
(Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☐ Other Enclosure(s) (please  
identify below):  
Return Postcard

Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm  
or  
Individual name

Gordon E. Nelson, #30,093

Signature

*Gordon E. Nelson*

Date

03/27/2001

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: 3/27/2001

Typed or printed name

Gordon E. Nelson, #30,093

Signature

*Gordon E. Nelson*

Date

3/27/2001

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**FEE TRANSMITTAL  
for FY 2001**

Patent fees are subject to annual revision.

**TOTAL AMOUNT OF PAYMENT** (\$)**\$260.00****Complete If Known**

Application Number	09/730299
Filing Date	12/5/2000
First Named Inventor	Falchuk
Examiner Name	
Group Art Unit	2161
Attorney Docket No.	healre01.012

**METHOD OF PAYMENT**

- 1.
- ☒
- The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number	501315
Deposit Account Name	Gordon E. Nelson

- ☒
- Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

- ☒
- Applicant claims small entity status. See 37 CFR 1.27

- 2.
- ☒
- Payment Enclosed:**
- 
- Check
- ☒
- Credit card
- ☐
- Money Order
- ☐
- Other

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 710	201 355	Utility filing fee	
106 320	206 160	Design filing fee	
107 490	207 245	Plant filing fee	
108 710	208 355	Reissue filing fee	
114 150	214 75	Provisional filing fee	

**SUBTOTAL (1)** (\$)**2. EXTRA CLAIM FEES**

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	
Multiple Dependent Claims	-3** =	X	

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
103 18	203 9	Claims in excess of 20	
102 80	202 40	Independent claims in excess of 3	
104 270	204 135	Multiple dependent claim, if not paid	
109 80	209 40	** Reissue independent claims over original patent	
110 18	210 9	** Reissue claims in excess of 20 and over original patent	

**SUBTOTAL (2)** (\$)

\*\*for number previously paid, if greater; For Reissues, see above

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	\$65.00
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for ex parte reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	\$195.00
116 390	216 195	Extension for reply within second month	
117 890	217 445	Extension for reply within third month	
118 1,390	218 696	Extension for reply within fourth month	
128 1,890	228 945	Extension for reply within fifth month	
119 310	219 155	Notice of Appeal	
120 310	220 155	Filing a brief in support of an appeal	
121 270	221 135	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,240	241 620	Petition to revive - unintentional	
142 1,240	242 620	Utility issue fee (or reissue)	
143 440	243 220	Design issue fee	
144 600	244 300	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR 1.17(a)	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 710	246 355	Filing a submission after final rejection (37 CFR § 1.128(a))	
149 710	249 355	For each additional invention to be examined (37 CFR § 1.128(b))	
179 710	279 355	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	

Other fee (specify) \_\_\_\_\_  
**SUBTOTAL (3)** (\$)**\$260.00**

\*Reduced by Basic Filing Fee Paid

**SUBMITTED BY**Name (Print/Type) **Gordon E. Nelson**Registration No. **#30,093**

(Attorney/Agent)

**Complete (if applicable)**Telephone **(978) 948-7632**

Signature

*Gordon E. Nelson*Date **03/27/2001****WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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